

10/588808
IAP11 Rec'd PCT/PTO 08 AUG 2006**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): Annalisa Airoidi, et al.

Docket No.

PC27270A

Serial No.

Filing Date

Examiner

Group Art

Invention:

Pharmaceutical Salts of Reboxetine

I hereby certify that this

Petition for Revival of an International Application for Patent Designating the U.S. Abandoned
Unintentionally Under 37 C.F.R. § 1.37(b) and Patent Application Under 35 U.S.C. § 371
(Identify type of correspondence)

Is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under

37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on

August 8, 2006
(Date)

Linda A. Zerby

(Typed or Printed Name of Person Mailing Correspondence)


(Signature of Person Mailing Correspondence)

EV545395324US

("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailingEXPRESS MAIL NO. EV545395324US
DOCKET NO. PC27270A

Customer No. 28880

Confirmation No.

PTO/SB/64/PCT (10-05)

Approved for use through 03/31/2007. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT
DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number
(Optional)
PC27270A

First Named Inventor: Annalisa Airoidi, et al.

International (PCT) Application No.: PCT/EP2003/05261

Filed: June 4, 2003

Title: Pharmaceutical Salts of Reboxetine

U.S. Application No.:
(if known)

RECEIVED

8 AUG 2006

Legal Staff
International Division

Attention: PCT Legal Staff
Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the time set in 37 CFR 1.495(b) or (c) as applicable. The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.495(h).

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee
- (2) Proper reply
- (3) Terminal disclaimer with disclaimer fee which is required for all international applications having an international filing date before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity - fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status.
See 37 CFR 1.27.

☒ Other than small entity - fee \$ 1,500.00 (37 CFR 1.17(m))

08/15/2006 KAYPAGH 00000174 230455 10588808

04 FC:1453 1500.00 DA

2. Proper reply

A. The proper reply (the missing 35 U.S.C. 371(c) requirement(s)) in the form of _____ (identify type of reply):

☐ has been filed previously on _____

☒ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

EXPRESS MAIL NO. EV545395324US
DOCKET NO. PC27270A

3. Terminal disclaimer with disclaimer fee

☒ Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.


Signature

8/8/06
Date

David R. Kurlandsky

Typed or Printed Name

41,505

Registration Number, if applicable

2800 Plymouth Road

Address

734-622-7304

Telephone Number

Ann Arbor, Michigan 48105

Address

Enclosures: ☒ Response

☒ Fee Payment

☐ Terminal Disclaimer

☒ Other (please identify):

TRANSMITTAL LETTER IN DUPLICATE (3 PGS), INTERNATIONAL APPLICATION WO 2003/106441 A1 (24 PGS), OATH AND DECLARATION (1 PG), INFORMATION DISCLOSURE STATEMENT (FORM PTO 1449) (2 PGS) W/ CITED REFERENCES, RECORDATION COVERSHEET (1 PG) W/ COPY OF ASSIGNMENT (3 PGS), PRELIMINARY AMENDMENT (5 PGS), APPLICATION DATA SHEET (2 PGS), POWER OF ATTORNEY (3) and CERTIFICATE OF MAILING BY EXPRESS MAIL (1 PG)